



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

June 07, 2011

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

40 June 7, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION
FOR ABANDONMENT OF OFFERS TO DEDICATE ROAD AND SLOPE EASEMENTS ON
AVENUE V-4 EAST OF 47TH STREET EAST
IN THE UNINCORPORATED COMMUNITY OF LITTLEROCK
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action will allow the County of Los Angeles to abandon offers of dedication for road and slope easements on Avenue V-4 east of 47th Street East in the unincorporated community of Littlerock, which are no longer needed for public use. The abandonment of the offers was requested by the underlying property owner to enhance the property and provide an additional buildable area.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the offers of dedication for road and slope purposes on Avenue V-4 east of 47th Street East have not been accepted and used for the purpose for which they were dedicated or acquired for five consecutive years immediately preceding the proposed vacation and that they may, therefore, be vacated pursuant to Section 8333(a) of the California Streets and Highways Code.
3. Find that the offers of dedication for road and slope purposes on Avenue V-4 east of 47th Street East are excess and there are no other public utilities located within the easements and that they may, therefore, be vacated pursuant to Section 8333(c) of the California Streets and Highways Code.

4. Find that the offer of dedication for road purposes on Avenue V-4 east of 47th Street East is not useful as a nonmotorized transportation facility as required by Section 892 of the California Streets and Highways Code.
5. Terminate the offers of dedication for road and slope purposes on Avenue V-4 east of 47th Street East and abandon the County of Los Angeles' right to accept and open the street pursuant to Section 66477.2(c) of the California Government Code.
6. Adopt the Resolution of Summary Vacation.
7. Upon approval, authorize the Director of Public Works to record the certified original resolution with the office of the Los Angeles County Registrar Recorder/County Clerk.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles (County) to abandon the offers of dedication for road and slope purposes on Avenue V-4 east of 47th Street East (Offers) in the unincorporated community of Littlerock, since they no longer serve the purpose for which they were dedicated and are not required for public use.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The abandonment of the Offers will result in added revenue through assessment and taxation and reduce the County's exposure to potential liability.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The abandonment of the Offers will not have a negative fiscal impact on the County's budget. The applicant has paid a \$1,500 fee to defray the expense of the investigation. This amount has been deposited into the Road Fund. The fee was authorized by your Board in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321(d) of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area of the offer of dedication for road purposes to be abandoned contains approximately 9,623 square feet, and the area of the offer of dedication for slope purposes to be abandoned contains approximately 11,516 square feet. Both are shown on the map that is attached to the enclosed Resolution of Summary Vacation.

The California Streets and Highways Code Section 8333(a) provides that the legislative body of a local agency may summarily vacate a public service easement if the easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation.

The Streets and Highways Code Section 8333(c) provides that the legislative body of a local agency may summarily vacate a public service easement that has been determined to be excess, and there are no other public utilities located within the easement.

Government Code Section 66477.2(c) provides "Offers of dedication which are covered by subdivision (a) may be terminated and abandoned in the same manner as prescribed for the summary vacation of streets by Part 3 (commencing with Section 8300) of Division 9 of the Streets and Highways Code."

The County's interest in the offers of dedication for road and slope purposes was acquired by Irrevocable Offer to Dedicate and Grant of Easement to the County, recorded on July 8, 1986, as Document No. 86-852087, of Official Records, in the office of the Los Angeles County Registrar-Recorder/County Clerk as easements for road and highway purposes, and slope purposes.

The Offers were never accepted by the County, no improvements were ever made to the right of way by the County, and this area has never been used for County highway purposes.

Mr. Charles Ho, the underlying property owner, requested the abandonment of the offers to enhance his property and provide an additional buildable area.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Offers. Your action will result in the property being unencumbered by the Offers and available to the property owner for use without restriction of the Offers.

ENVIRONMENTAL DOCUMENTATION

This action is categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines, which state that this class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will allow for additional property taxes through the elimination of the Offers.

CONCLUSION

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of your Board's minute order. Retain one original for your files.

The Honorable Board of Supervisors
6/7/2011
Page 4

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:SGS:mr

Enclosures

c: Auditor-Controller (Accounting Division - Asset
Management)
Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

**RESOLUTION OF SUMMARY VACATION
FOR ABANDONMENT OF OFFERS OF DEDICATION FOR ROAD AND SLOPE
EASEMENTS ON AVENUE V-4 EAST OF 47TH STREET EAST**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the recipient of offers of dedication for road and slope purposes (hereinafter referred to as the Offers) in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Offers, on Avenue V-4 east of 47th Street East, are located in the unincorporated community of Littlerock in the County of Los Angeles, State of California.
2. The Offers have not been used for the purpose for which they were dedicated.
3. The Offers are excess and there are no other public utilities located within the easements.
4. The Offers are not useful as nonmotorized transportation facilities as defined in Section 887 of the California Streets and Highways Code.
5. The Offers are hereby terminated and abandoned pursuant to Section 66477.2 (c) of the California Government Code and pursuant to Chapter 4, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8330.
6. The Director of Public Works is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Offers will be terminated, and the County's rights to accept said offers of dedication will be abandoned.
7. From and after the date this resolution is recorded, the Offers will no longer constitute a street, highway, or public service easement.

The foregoing resolution was on the 7th day of June, 2011, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN
County Counsel

By


Deputy

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By


Deputy



GT:mr

P:\MPPUBADMIN\MARIA\BOARD LETTER ENCLOSURE\AVENUE V-4 ENCLOSURE

EXHIBIT A

AVENUE V-4 east of 47TH Street East

A.I.N. 3048-014-035

T.G. 4377-A3

I.M. 294-257

R.D. 557

S.D. 5

P.C.A. M0676105

LEGAL DESCRIPTION

PARCEL 1-1ABN (Abandonment of irrevocable offer to dedicate road easement):

That portion of the southeast quarter of the southwest quarter of the northwest quarter of the northwest quarter of Section 21, Township 5 North, Range 11 West, S.B.M., lying within that certain parcel of land described as Part A and Part C of Parcel 7379-1 in the Irrevocable Offer to Dedicate and Grant of Easement to the County of Los Angeles, recorded on July 8, 1986, as Document No. 86-852087, of Official Records, in the office of the Registrar-Recorder/County Clerk of said county.

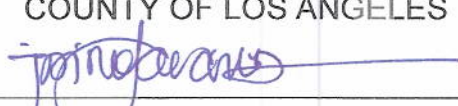
EXCEPTING therefrom the easterly 30 feet of said Part A.

Total Area: 9,623 ± square feet

PARCEL 1-1ABN.1 (Abandonment of irrevocable offer to dedicate slope easement):

That portion of the above-mentioned southeast quarter of the southwest quarter of the northwest quarter of the northwest quarter of Section 21, lying within that certain parcel of land described as Parcel 7379-1S.1 in the above-mentioned Document No. 86-852087.

Total Area: 11,516 ± square feet

APPROVED AS TO DESCRIPTION	
April 14, 2011	
COUNTY OF LOS ANGELES	
By	
SUPERVISING CADASTRAL ENGINEER III	
Survey/Mapping & Property Management Division	

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

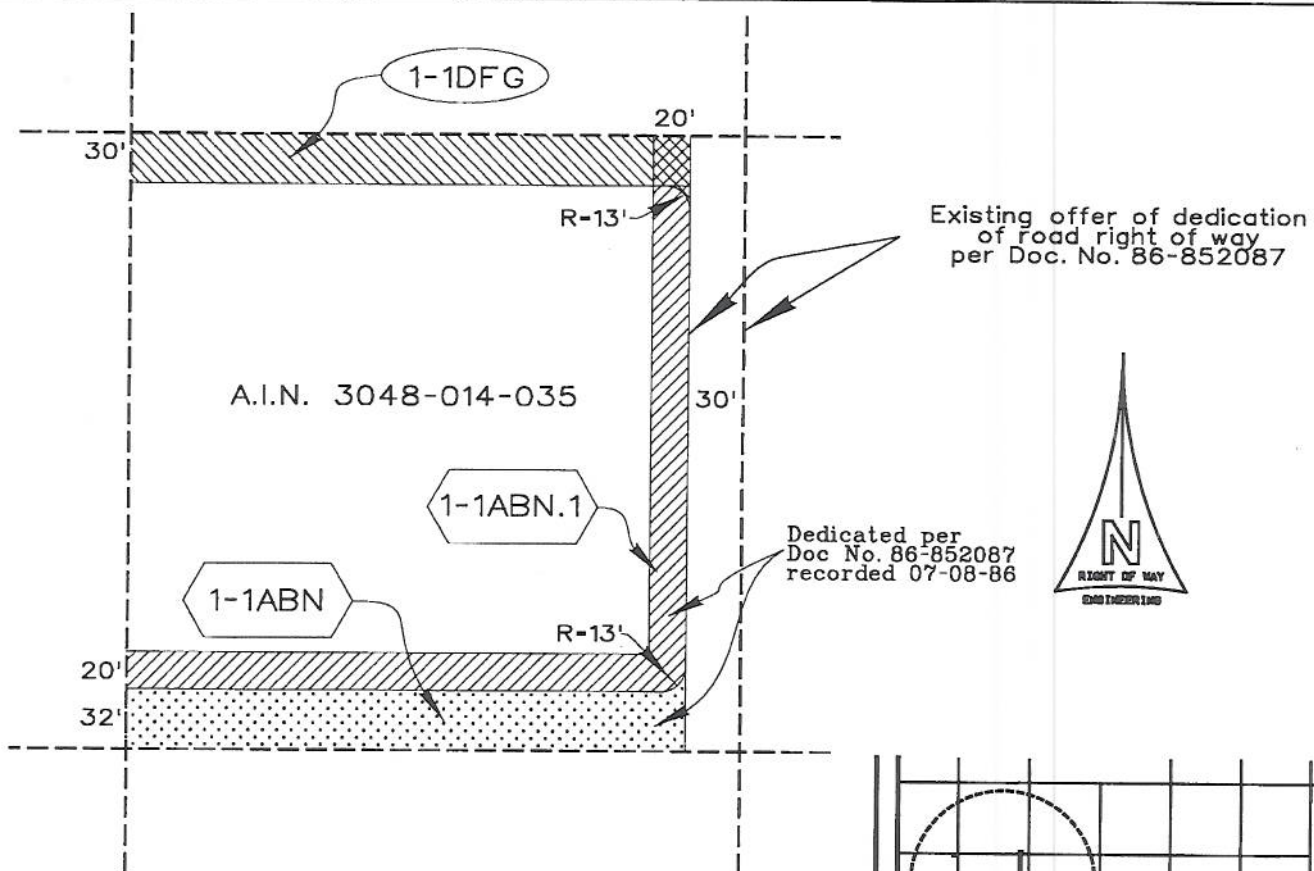





EXHIBIT B

LEGEND

-  Proposed Irrevocable offer to dedicate for road purposes
Total Area 9,024± s.f.
-  Proposed abandonment of Irrevocable offer to dedicate for slope purposes
Total Area 11,516± s.f.
-  Proposed abandonment of Irrevocable offer to dedicate for road purposes
Total Area 9,623± s.f.

SUBJECT LOCATION



REVISIONS

1.

2.

3.

DEPARTMENT OF PUBLIC WORKS

SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION

SD.

RD.

A.I.N.

T.G.

5

557

3048-014-035

4377-A3

SCALE

DATE

I.M.

NONE

04-13-11

294-257

AVE V-4

E/O 47TH ST EAST

DRAWING NO.

M0676105